

107TH CONGRESS
1ST SESSION

H. R. 331

To provide that the Davis-Bacon Act shall not apply to contracts for the construction and repair of schools and libraries, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2001

Mr. CUNNINGHAM (for himself, Mr. PITTS, Mr. PAUL, Mr. MILLER of Florida, and GARY MILLER of California) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To provide that the Davis-Bacon Act shall not apply to contracts for the construction and repair of schools and libraries, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “School and Library
5 Construction Affordability Act”.

6 **SEC. 2. PURPOSE.**

7 The purpose of the amendments made by this Act
8 is—

1 (1) to amend the Act of March 3, 1931 (Chap-
2 ter 411; 46 Stat. 1494; 40 U.S.C. 276a et seq.;
3 commonly known as the Davis-Bacon Act) to make
4 it inapplicable to contracts for school or library con-
5 struction and repair and thereby reduce school con-
6 struction and repair costs by 5 to 38 percent and
7 thereby saving funds that can be used to improve
8 education, repair and construct modern schools and
9 libraries, and provide tax relief; and

10 (2) to harmonize Federal laws with a majority
11 of the States.

12 **SEC. 3. DAVIS-BACON ACT.**

13 The first section of the Act of March 3, 1931 (Chap-
14 ter 411; 46 Stat. 1494; 40 U.S.C. 276a; commonly known
15 as the Davis-Bacon Act) is amended by adding at the end
16 the following:

17 “(c) Subsection (a) does not apply to any contract
18 which is entered into to construct or repair facilities of
19 an educational agency or library.”.

20 **SEC. 4. COPELAND ACT.**

21 Section 2 of the Act of June 13, 1934 (Chapter 482;
22 48 Stat. 948; 40 U.S.C. 276c; commonly known as the
23 Copeland Act) is amended by adding at the end the fol-
24 lowing: “This section does not apply to any contractor or

1 subcontractor which is engaged in the construction or re-
2 pair of facilities of an educational agency or library.”.

3 **SEC. 5. CONSTRUCTION.**

4 Nothing in this Act or the amendments made by this
5 Act may be construed to diminish in any way the quality
6 of facility construction or repair or to affect Federal,
7 State, and local guidelines, codes, and regulations relating
8 to construction or repair quality.

9 **SEC. 6. EFFECTIVE DATE.**

10 The amendments made by this Act shall take effect
11 30 days after the date of enactment of this Act but shall
12 not affect any contract in existence on such date of enact-
13 ment or made pursuant to invitation for bids outstanding
14 on such date of enactment.

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